

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

FILED
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CLERK U.S. BANKRUPTCY COURT
BY mb DEPUTY

IN RE:

MCNEILL, JON & DENISE

DEBTOR

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CASE NO. 00-41178-S
CHAPTER 7

TRUSTEE'S
FINAL REPORT AND PROPOSED DISTRIBUTION

LINDA PAYNE, trustee of the estate of the above-named Debtors, certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court.

Therefore, the trustee requests that the Final Report and Proposed Distribution be accepted.

Date: 2/13/01

Linda Payne
Linda Payne, Trustee

+++++

REVIEW BY UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report and Proposed Distribution.

William T. Neary
United States Trustee
Eastern District of Texas

Dated: 3-9-01

W. Neary
By:

2.2

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:)	
)	
MCNEILL, JON & DENISE)	CASE NO. 00-41178-S
)	CHAPTER 7
)	
DEBTOR)	

**TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND
DISCHARGE TRUSTEE**


The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.

8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: 2/13/01


Linda Payne, Trustee
100 North Main Street
Paris, TX 75460-4171
903 784 4393

SCHEDULE A-1

Case Name: MCNEILL

Case Number: 00-41178-S

A: **Receipts** ----- \$25,133.02

B. Disbursements

1. Secured Creditors----- 0

2. Administrative----- 0

3. Priority----- 0

4. Other----- 0

Total disbursements----- \$ 0

C. **Current Balance**----- \$25,133.02

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE: PAYNE

CASE NAME: MCNEILL, JON/DENISE

COMMENTS:

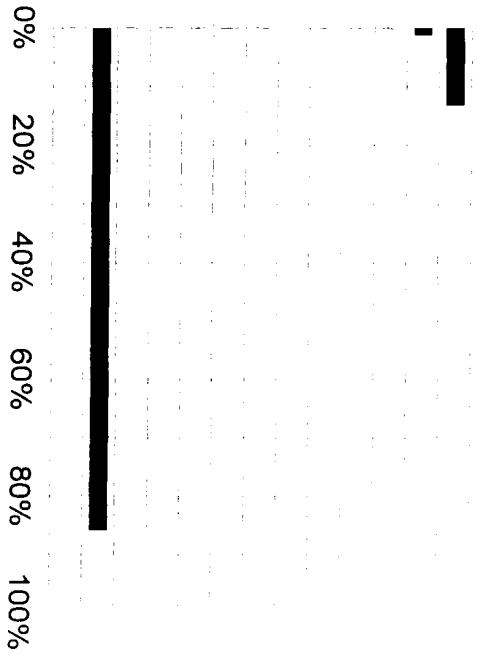
CASE NUMBER: 00-41178

DATE UST APPROVED: 03-09-01

ESTATE INCOME: TOTAL RECEIPTS: \$25,133.02 100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION	3,263.30	12.98%
TRUSTEE'S EXPENSES	271.74	1.08%
FIRM'S PROFESSIONAL FEES	0.00	0.00%
FIRM'S PROFESSIONAL EXPENSES	0.00	0.00%
OTHER ATTORNEY FEES	0.00	0.00%
OTHER PROFESSIONAL FEES	0.00	0.00%
COURT COSTS	0.00	0.00%
ESTATE EXPENSES(TAXES, ETC)	0.00	0.00%
PRIOR CHAPTER COSTS	0.00	0.00%
SECURED CLAIMS PAID	0.00	0.00%
PRIORITY CLAIMS PAID	0.00	0.00%
UNSECURED CLAIMS PAID	21,597.98	85.93%
OTHER(RETURN TO DEBTOR, ETC)	0.00	0.00%



UNSECURED CLAIMS ALLOWED

35,008.53

UNSECURED CLAIMS PAID

21,597.98

PERCENT RECOVERED FOR UNSECURED

61.69%

Form 1

Page: 1

Individual Estate Property Record and Report Asset Cases

Case Number: 00-41178 DRS
Case Name: MCNEILL, JON L.
MCNEILL, DENISE L.
Period Ending: 02/12/01

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 04/18/00 (f)
\$341(a) Meeting Date: 06/12/00
Claims Bar Date: 09/19/00

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Double Wide on 4.5 acres	65,000.00	0.00	DA	0.00	FA
2	Various oil leases (1/3 interest) Send list to Bill Gunn to see if any value. Debtor testified that there was no value, even though he listed a value on the schedules.	46,620.25	25,000.00		25,000.00	FA
3	Cash and checking	250.00	250.00	DA	0.00	FA
4	Household goods	1,000.00	0.00	DA	0.00	FA
5	BOOKS AND ART OBJECTS	350.00	0.00	DA	0.00	FA
6	WEARING APPAREL AND JEWELRY	1,100.00	0.00	DA	0.00	FA
7	VARIOUS IRAS	338,739.00	0.00	DA	0.00	FA
8	1996 FORD RANGER	8,000.00	0.00	DA	0.00	FA
9	1993 DODGE CARAVAN	1,000.00	500.00	DA	0.00	FA
10	MACHINERY, FIXTURES, AND BUSINESS EQUIPMENT	2,000.00	0.00	DA	0.00	FA
11	DOGS, CAT, LLAMA & COW	1,000.00	0.00	DA	0.00	FA
Int	INTEREST (u)	Unknown	N/A		118.70	Unknown
12	Assets Totals (Excluding unknown values)	\$465,059.25	\$25,750.00		\$25,118.70	\$0.00

Form 1

Page: 2

Individual Estate Property Record and Report

Asset Cases

Case Number: 00-41178 DRS
Case Name: MCNEILL, JON L.
MCNEILL, DENISE L.
Period Ending: 02/12/01

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 04/18/00 (f)
\$341(a) Meeting Date: 06/12/00
Claims Bar Date: 09/19/00

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					

Major Activities Affecting Case Closing:

Noticed sale of oil leases. Waiting for Orders
Make recommendations on claims.

Initial Projected Date Of Final Report (TFR): April 1, 2001

Current Projected Date Of Final Report (TFR): April 1, 2001

Form 2

Page: 1

Cash Receipts And Disbursements Record

Case Number: 00-41178 DRS
Case Name: MCNEILL, JON L.
MCNEILL, DENISE L.
Taxpayer ID #: 75-6577202
Period Ending: 02/12/01

Trustee: LINDA S. PAYNE (631540)
Bank Name: THE CHASE MANHATTAN BANK
Account: 312-8032972-65 - Money Market Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
11/09/00	{2}	Southwest Mineral Group	Court approved sale of mineral rights	25,000.00		25,000.00
11/30/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.3000%	28.37		25,028.37
12/29/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.1500%	46.88		25,075.25
01/31/01	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	43.45		25,118.70
02/12/01	Int	Interest Posting	Current Interest Rate is 1.8000%	14.32		25,133.02
02/12/01		To Account #312803297266	Final Report		25,133.02	0.00

ACCOUNT TOTALS

Less: Bank Transfers

Subtotal

Less: Payments to Debtors

NET Receipts / Disbursements

25,133.02	25,133.02	\$0.00
0.00	25,133.02	
25,133.02	0.00	
	0.00	
\$25,133.02	\$0.00	

Form 2

Cash Receipts And Disbursements Record

Page: 2

Case Number: 00-41178 DRS
Case Name: MCNEILL, JON L.
MCNEILL, DENISE L.
Taxpayer ID #: 75-6577202
Period Ending: 02/12/01

Trustee: LINDA S. PAYNE (631540)
Bank Name: THE CHASE MANHATTAN BANK
Account: 312-8032972-66 - Checking Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #}/ Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
02/12/01		From Account #312803297265	Final Report	25,133.02		25,133.02
ACCOUNT TOTALS						
			Less: Bank Transfers	25,133.02	0.00	\$25,133.02
			Subtotal	25,133.02	0.00	
			Less: Payments to Debtors	0.00	0.00	
			NET Receipts / Disbursements	\$0.00	\$0.00	
TOTAL - ALL ACCOUNTS						
		MMA # 312-8032972-65		25,133.02	0.00	0.00
		Checking # 312-8032972-66		0.00	0.00	25,133.02
				\$25,133.02	\$0.00	\$25,133.02

SCHEDULE B

TRUSTEE COMPENSATION:

Total Receipts \$25,133.02

25% of first \$5,000.00 =	\$ 1,250.00
10% over \$5,000.00 and under \$50,000 =	2,013.30
5% over \$50,000.00 and under \$1,000,000.00 =	0
3% over \$1,000,000.00 =	0

Total Trustee Fees = \$ 3,263.30

UNREIMBURSED EXPENSES: (SEE EXHIBIT "A")

Recording Fees-----	\$
Premium on bond-----	
Travel-----	77.00
Clerical & Stenographic-----	95.50
Postage-----	15.24
Copies-----	84.00
Long Distance-----	
Copy Service-----	
Federal Express-----	

TOTAL UNREIMBURSED EXPENSES-\$ 271.74

RECORDS:

Trustee did not take possession of business or personal records of the debtor.

_____X_____

Trustee did take possession of business or personal records of the debtor.

Notice given to debtor on _____
to pick up business or personal records in
hands of trustee. If not picked up within
30 days such records or work files may be
destroyed.

Exhibit "A"

Expenses of MCNEILL, 00-41178-S

Travel:

341(a)- Plano - 220 miles

220 miles @ 0.35 per mile = \$ 77.00

<u>Secretarial, Copies & Postage:</u>	<u>Copies</u>	<u>Postage</u>
Trustee's Motion to Extend Deadlines 0.50	18	1.57
Trustee's Application to Sell Property and Notice to Creditors (Oil leases) 3.45	144	4.97
Request for Claims File 0.10	3	.34
Final Report 3.00	120	3.50
Distribution Checks 0.50	6	1.36
Supplemental Final Report 2.00	45	3.50

Totals:

Travel =220 miles @ 0.35 per mile-----	\$ 77.00
Secretarial = 9.55 hrs @ \$10.00 per hour -----	95.50
Copies =336 @ \$0.25 each -----	84.00
Postage-----	15.24

Total = \$271.74

**SCHEDULE C
EXPENSES OF ADMINISTRATION**

	AMOUNT CLAIMED	AMOUNT PAID	AMOUNT DUE
1. 11 U.S.C. Sec 507(a)(1) <u>Court Cost and Fees</u> A. Notice & Claim Fees \$ B. Adv. filing fees C. Quarterly Chapt 11			
2. 11 U.S.C. Sec 503(b)(1)(a) <u>Preservation of estate</u> A. Transportation B. Storage C. Wages D. Estates share FICA E. Watchman F. Insurance G. Upkeep H. Advertising I. Expenses in Sale of Real Estate J. Trustee's Bond			
3. 11 U.S.C. Sec.503(b)(2) <u>Post-Petition Taxes and related penalties</u>			
4. 11 U.S.C. Sec.503(b)(2) <u>Compensation and Reimbursement</u>			
A. Trustee Fees	3,263.30	0	3,263.30
B. Trustee Expenses	271.74	0	271.74
C. Attorney to Trustee			
D. Expenses for Attorney			
E. Attorney to Debtor			
F. Expenses for Attorney			
G. Auctioneers			
H. Appraiser			
I. Accountant			

5. 11 U.S.C. Sec.503(b)(3)
Expenses of Creditors
or Committees

6. 11 U.S.C. Sec 503(b)(4)
Compensation of professionals
for creditors or committees

7. Other

TOTAL-----	\$ 3,535.04	0	3,535.04
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SCHEDULE D

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Claim No.	(2) Amt. Claimed	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt. Due
1. For Credit Extended Sec364(e)(1)					
2. Claims from failure of adequate protection Sec.307(a)(b)					
3. "Gap Claims" Sec.507(a)(2)					
4. Wages, etc. Sec.507(a)(3)					
5. Contributions to benefit plans Sec.507(a)(4)					
6. Engaged in raising of grain or fisherman Sec.507(a)(5)					
7. Consumer deposits Sec.507(a)(6)					
8. Alimony or support of child Sec 507(a)(7)					
7. Taxes Sec.507(a)(8)					
TOTAL PRIORITY CLAIMS = \$ 0					

SCHEDULE E

SECURED CLAIMS

Claim No.	Creditor	(1) Amt of Claim	(2) Amt. Not Determined	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt Due
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Total of ALLOWED Secured Claims \$ 0

Total UNSECURED CLAIMS Allowed: \$35,008.53

U.S. Bankruptcy Court - Eastern District of Texas Claims Register Report

00-41178 In re: Jon Luther McNeill and Denise Luese McNeill

Case type: bk Chapter: 7 Asset: y Vol: v Case filed: 04/18/00

Judge: Donald R. Sharp

00 - 41178	Debtor Name: McNeill , Jon Luther McNeill , Denise Luese	Last Date to File Claims: 09/19/00 Last Date to File (govt): 12/18/00
Claim Number: 1	Creditor Name: Bank One, N.A. Bank One Regional Collection Center P.O. Box 182223 Columbus, OH 43218-2223	Nature of Claim: Deficiency: Unliquidated:
Claim date: 07/10/00		202-898-38-0000-58663
Amount	Class	Remarks
12,995.70	g	
Total: \$ 12,995.70		
Amount Allowed: N/A	Description:	Order Action:

00 - 41178	Debtor Name: McNeill , Jon Luther McNeill , Denise Luese	Last Date to File Claims: 09/19/00 Last Date to File (govt): 12/18/00
Claim Number: 2	Creditor Name: Bank of America, N.A. (USA) (formerly NationsBank of Delaware, N.A) c/o P.O. Box 2278 Norfolk, VA 23501-2278	Nature of Claim: Deficiency: Unliquidated:
Claim date: 07/17/00		4427100004228099
Amount	Class	Remarks
5,344.38	g	
Total: \$ 5,344.38		
Amount Allowed: N/A	Description:	Order Action:

00 - 41178	Debtor Name: McNeill , Jon Luther McNeill , Denise Luese	Last Date to File Claims: 09/19/00 Last Date to File (govt): 12/18/00
Claim Number: 3	Creditor Name: The GM Card P.O. Box 98724 Las Vegas, NV 89193	Nature of Claim: Deficiency: Unliquidated:
Claim date: 07/21/00		5499 4409 0045 0177
Amount	Class	Remarks
3,007.36	g	
Total: \$ 3,007.36		
Amount Allowed: N/A	Description:	Order Action:

00 - 41178	Debtor Name: McNeill , Jon Luther	Last Date to File Claims: 09/19/00
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	McNeill, Denise Luese	Last Date to File (govt): 12/18/00
Claim Number: 4	Creditor Name: MBNA America Bank, N.A. P.O. Box 15168, MS 1421 Wilmington, DE 19850	Nature of Claim: Deficiency: Unliquidated:
Claim date: 09/12/00		5490990068A 458033
Amount	Class	Remarks
13,661.09	g	
Total: \$ 13,661.09		
Amount Allowed: N/A	Description:	Order Action:

Report Criteria

Claim Number(s):	All
-------------------------	-----

End of Claims Register Report

PACER Service Center			
Transaction Receipt			
01/25/2001 13:32:09			
PACER Login:	lp0143	Client Code:	
Description:	claim register	Case Number:	2000-41178
Billable Pages:	1	Cost:	0.07

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☒ For information or comments, please contact Pacer Service Center

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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:)	
)	
MCNEILL, JON & DENISE)	CASE NO. 00-41178-S
)	CHAPTER 7
)	
DEBTOR)	

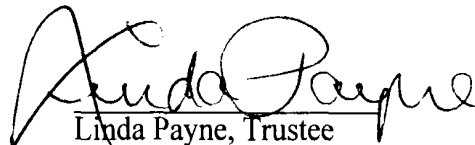
**TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS**

The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution upon certification by the U. S. Trustee unless written objection thereto is filed and served on the trustee and on the U. S. Trustee.

1. Balance on hand	\$25,133.02
2. Administrative Expenses to be paid (see attached schedule of payees and amounts)	\$ 3,535.04
3. Priority Claims to be paid (see attached schedule of payees and amounts)	\$ 0
4. Secured Claims to be paid (see attached schedule of payees and amounts)	\$ 0
5. Unsecured Claims to be paid (see attached schedule of payees and amounts)	\$21,597.98
6. Miscellaneous distributions to be paid (see attached schedule of payees and amounts)	
7. Total Distributions to be made	\$25,133.02
8. Zero Balance	\$ 0


Linda Payne, Trustee
100 North Main St
Paris, TX 75460

Claims Proposed Distribution

Trustee: LINDA S. PAYNE (631540)

Case: 00-41178 MCNEILL, JON L.

Case Balance: \$25,133.02

Total Proposed Payment: \$25,133.02

Remaining Balance: \$0.00

Claim #	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remainin Funds
	LINDA S. PAYNE EXP.-TRUSTEE (CH7)	Admin Ch. 7	271.74	271.74	0.00	271.74	271.74	24,861.13
	LINDA S. PAYNE FEES-TRUSTEE (CH7)	Admin Ch. 7	3,263.30	3,263.30	0.00	3,263.30	3,263.30	21,597.83
1	Bank One, N.A.	Unsecured	12,995.70	12,995.70	0.00	12,995.70	8,017.50	13,580.43
2	Bank of America, N.A.	Unsecured	5,344.38	5,344.38	0.00	5,344.38	3,297.13	10,283.30
3	The GM Card	Unsecured	3,007.36	3,007.36	0.00	3,007.36	1,855.35	8,428.61
4	MBNA America Bank NA	Unsecured	13,661.09	13,661.09	0.00	13,661.09	8,428.00	0.00
Total for Case 00-41178 :			\$38,543.57	\$38,543.57	\$0.00	\$38,543.57	\$25,133.02	\$0.00

CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Payment
Total Administrative Claims :	\$3,535.04	\$3,535.04	\$0.00	\$3,535.04
Total Priority Claims :	\$0.00	\$0.00	\$0.00	\$0.00
Total Secured Claims :	\$0.00	\$0.00	\$0.00	\$0.00
Total Unsecured Claims :	\$35,008.53	\$35,008.53	\$0.00	\$21,597.98

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE: JON & DENISE McNEILL / BANKRUPTCY CASE: 00-41178
 /
 / CHAPTER 7

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 200 E. Ferguson, Tyler, Texas 75702, or at the trustee's office whose name and address is as follows:

LINDA PAYNE 100 NORTH MAIN STREET PARIS, TX 75460

The following Applications for Compensation have been filed:

<u>Applicants</u>	<u>Fees Requested</u>	<u>Expenses Requested</u>
<u>LINDA PAYNE</u> Trustee	<u>3263.30</u>	<u>271.74</u>
<u>Attorney for Trustee</u>	<u> </u>	<u> </u>
<u>U. S. Bankruptcy Court</u>	<u>0.00</u>	<u> </u>

The trustee's account shows:

Total Receipts	Total Disbursements	Balance
<u>\$ 25133.02</u>	<u>\$ 0.00</u>	<u>\$ 25133.02</u>

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 0.00 ; general unsecured claims have been allowed in the amount of \$ 35008.53 .
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on _____

at _____

Date: _____

JAMES D. TOKOPH, Clerk of Court

By: _____
Deputy Clerk

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:)	
)	
MCNEILL, JON & DENISE)	CASE NO. 00-41178-S
)	CHAPTER 7
)	
DEBTOR)	

**ORDER APPROVING TRUSTEE'S FINAL REPORT AND PROPOSED
DISTRIBUTION**

The Trustee having filed a Final Report and Report of Proposed Distribution; after hearing and due consideration, it is hereby:

ORDERED that the Trustee's Final Report and Proposed Distribution are hereby approved, and it is further,

ORDERED that the Trustee, Linda Payne, is to pay the following:

Linda Payne, Trustee Fees-----	\$ 3,263.30
Linda Payne, Trustee Expenses-----	271.74
Bank One, N.A.-----	8,017.50
Bank of America-----	3,297.13
The GM Card-----	1,855.35
MBNA America Bank NA-----	8,428.00

ORDERED that the Trustee shall make final distribution to all claimants as set out above upon entry of this order and file a Supplemental Final Report and Account with zero bank statement, after the requirements under Bankruptcy Rule 3011 and Sec 347(a) of the Bankruptcy Code have been complied with, if applicable.

Dated:

Honorable Donald S. Sharp